

<b>UTILITY PATENT APPLICATION TRANSMITTAL</b> <small>(Only for new nonprovisional applications under 37 CFR 1.53(b))</small>		Attorney Docket No. 000166.0109-US03	
		First Inventor David Edwards	
		Title INHALATION DEVICE AND METHOD	
		Express Mail Label No.	

<b>APPLICATION ELEMENTS</b> <small>See MPEP chapter 600 concerning utility patent application contents.</small>	<b>ADDRESS TO:</b> MS Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450
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<p>1. <input checked="" type="checkbox"/> Fee Transmittal Form (e.g., PTO/SB/17) <small>(Submit an original, and a duplicate for fee processing)</small></p> <p>2. <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.</p> <p>3. <input checked="" type="checkbox"/> Specification [Total Pages <b>44</b>] <small>(preferred arrangement set forth below)</small> - Descriptive title of the invention - Cross Reference to Related Applications - Statement Regarding Fed sponsored R &amp; D - Reference to sequence listing, a table, or a computer program listing appendix - Background of the invention - Brief Summary of the invention - Brief Description of the Drawings (if filed) - Detailed Description - Claim(s) - Abstract of the Disclosure</p> <p>4. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) [Total Sheets <b>20</b>]</p> <p>5. Oath or Declaration [Total Sheets <b>  </b>] a. <input type="checkbox"/> Newly executed (original or copy) b. <input checked="" type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) <small>(for continuation/divisional with Box 18 completed)</small> i. <input type="checkbox"/> <b>DELETION OF INVENTOR(S)</b> <small>Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).</small></p> <p>6. <input checked="" type="checkbox"/> Application Data Sheet. See 37 CFR 1.76</p>	<p>7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)</p> <p>8. Nucleotide and/or Amino Acid Sequence Submission <small>(if applicable, all necessary)</small> a. <input type="checkbox"/> Computer Readable Form (CRF) b. Specification Sequence Listing on: i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or ii. <input type="checkbox"/> Paper c. <input type="checkbox"/> Statements verifying identity of above copies</p> <p style="text-align: center;"><b>ACCOMPANYING APPLICATION PARTS</b></p> <p>9. <input type="checkbox"/> Assignment Papers (cover sheet &amp; document(s))</p> <p>10. <input checked="" type="checkbox"/> 37 CFR 3.73(b) Statement <input checked="" type="checkbox"/> Power of Attorney <small>(when there is an assignee)</small></p> <p>11. <input type="checkbox"/> English Translation Document (if applicable)</p> <p>12. <input checked="" type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS Citations</p> <p>13. <input type="checkbox"/> Preliminary Amendment</p> <p>14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <small>(Should be specifically itemized)</small></p> <p>15. <input type="checkbox"/> Certified Copy of Priority Document(s) <small>(if foreign priority is claimed)</small></p> <p>16. <input type="checkbox"/> Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.</p> <p>17. <input type="checkbox"/> Other: <span style="border: 1px solid black; display: inline-block; width: 150px; height: 20px; vertical-align: middle;"></span></p>
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18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☒ Divisional ☐ Continuation-in-part (CIP) of prior application No.: 10/268,059

Prior application information: Examiner Sabrina Dagostino Art Unit: 3743

**For CONTINUATION OR DIVISIONAL APPS only:** The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**19. CORRESPONDENCE ADDRESS**

<input checked="" type="checkbox"/> Customer Number: <u>26853</u> OR <input type="checkbox"/> Correspondence address below	
Name <b>COVINGTON &amp; BURLING</b>	
Address <b>1201 Pennsylvania Avenue, NW</b>	
City <b>Washington</b>	State <b>D.C.</b> Zip Code <b>20004-2401</b>
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Name (Print/Type) <b>Andrea G. Reister</b>	Registration No. (Attorney/Agent) <b>36,253</b>
Signature	Date <b>February 5, 2004</b>

16800 U.S. PTO  
10/771525



FEE TRANSMITTAL for FY 2004				Complete if Known			
Effective 10/01/2003, Patent fees are subject to annual revision.				Application Number		Divisional of 10/268,059	
				Filing Date		February 5, 2004	
				First Named Inventor		David Edwards	
				Examiner Name		Not Yet Assigned	
				Art Unit		N/A	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27				Attorney Docket No.		000166.0109-US03	
TOTAL AMOUNT OF PAYMENT		(\$)		1,402.00			

METHOD OF PAYMENT (check all that apply)				FEE CALCULATION (continued)			
<input checked="" type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None				3. ADDITIONAL FEES			
<input type="checkbox"/> Deposit Account: Deposit Account Number: <span style="border: 1px solid black; padding: 2px 20px;">50-0740</span> Deposit Account Name: <span style="border: 1px solid black; padding: 2px 20px;">Covington &amp; Burling</span>							
The Director is authorized to: (check all that apply) <input type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments <input type="checkbox"/> Charge any additional fee(s) or any underpayment of fee(s) <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.							
FEE CALCULATION							
1. BASIC FILING FEE							
Large Entity    Small Entity							
Fee Code    Fee (\$)	Fee Code    Fee (\$)	Fee Description	Fee Paid				
1001    770	2001    385	Utility filing fee	770.00				
1002    340	2002    170	Design filing fee					
1003    530	2003    265	Plant filing fee					
1004    770	2004    385	Reissue filing fee					
1005    160	2005    80	Provisional filing fee					
SUBTOTAL (1)			(\$)	770.00			
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE							
Total Claims    36    -20** =		Extra Claims    16	Fee from below    18.00	Fee Paid    288.00			
Independent Claims    7    -3** =		Extra Claims    4	Fee from below    86.00	Fee Paid    344.00			
Multiple Dependent				Fee Paid			
Large Entity    Small Entity							
Fee Code    Fee (\$)	Fee Code    Fee (\$)	Fee Description					
1202    18	2202    9	Claims in excess of 20					
1201    86	2201    43	Independent claims in excess of 3					
1203    290	2203    145	Multiple dependent claim, if not paid					
1204    86	2204    43	** Reissue independent claims over original patent					
1205    18	2205    9	** Reissue claims in excess of 20 and over original patent					
SUBTOTAL (2)			(\$)	632.00			
**or number previously paid, if greater; For Reissues, see above							
SUBMITTED BY				(Complete if applicable)			
Name (Print/Type)		Andrea G. Reister		Registration No. (Attorney/Agent)	36,253		Telephone
Signature				Date		February 5, 2004	
				SUBTOTAL (3)		(\$)	
				*Reduced by Basic Filing Fee Paid		0.00	



Docket No.: 000166.0109-US03  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
David Edwards et al.

Application No.: Divisional of 10/268,059

Group Art Unit: N/A

Filed: February 5, 2004

Examiner: Not Yet Assigned

For: INHALATION DEVICE AND METHOD

**TRANSMITTAL LETTER**

**MS Patent Application**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Enclosed are the following items for filing in connection with the above-referenced Patent Application:

1. Fee Transmittal;
2. Utility Patent Application Transmittal;
3. Application Data Sheet;
4. Utility application comprising: 36 pages of description; seven pages of claims (36 claims); a one page abstract; and 20 sheets of formal drawings (Figs. 1-6, 7A-7D, 8, 9A, 9B, 10-15, 16A-16D, 17A-17C, 18, and 19A-19C);
5. Copy of the Declaration for Utility Patent Application (37 CFR 1.63) filed in prior Application No. 10/268,059;
6. Copy of the Power of Attorney filed in prior Application No. 10/268,059;

7. Copy of the Statement under 37 CFR 3.73(b) with a copy of the Assignment, filed in prior Application No. 10/268,059;
8. Information Disclosure Statement;
9. Form PTO/SB/08a/b;
10. Check No. 323847 for \$1,402.00 to cover:  
\$770.00 basic filing fee;  
\$632.00 additional claims fee; and
11. Two return receipt postcards.

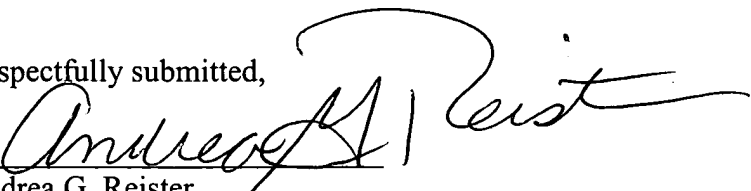
The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 50-0740, under Docket No. 000166.0109-US03. A duplicate copy of this paper is enclosed.

It is not believed that extensions of time or fees for net addition of claims are required beyond those that may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to our Deposit Account No. 50-0740.

Dated: February 5, 2004

Respectfully submitted,

By

  
Andrea G. Reister

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